

UNITED STATES DISTRICT COURT
FOR THE
DISTRICT OF MASSACHUSETTS

CIVIL ACTION NO. 04-10718-RGS

STEVEN HORNE and)
RONALD BROWN,)
)
PLAINTIFFS)
)
v.)
)
CITY OF BOSTON,)
SGT. ERIC BULMAN, and)
SGT. JOHN DAVIN,)
)
DEFENDANTS)

**PLAINTIFFS' CONDITIONAL OPPOSITION TO DEFENDANTS' MOTION FOR
LEAVE TO FILE A REPLY TO PLAINTIFFS' OPPOSITION TO MOTION FOR
SUMMARY JUDGMENT OF DEFENDANTS ERIC BULMAN AND JOHN DAVIN**

Plaintiffs Steven Horne and Ronald Brown conditionally oppose the Motion of the Defendants Eric Bulman and John Davin to file a Reply to the Plaintiffs' Opposition to the Defendants' Motion for Summary Judgment. Plaintiffs have no objection, however, to a Reply so long as the Court affords the Plaintiffs leave to file a Sur-Reply, which the Plaintiffs have sought by separate Motion, to address the issues the Defendants raise in their Reply.

PLAINTIFFS,
STEVEN HORNE, and
RONALD BROWN,

By their attorney,

By their attorney,



s/Stephen A. Roach

Stephen A. Roach, BBO No. 542138

ROACH & WISE, LLP

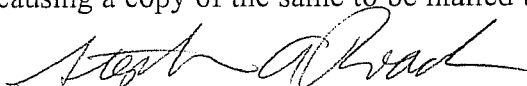
31 State Street

Boston, MA 02109

(617) 723-2800

CERTIFICATE OF SERVICE

I, Stephen A. Roach, Attorney for Plaintiff, hereby certify that on November 13, 2006, I served Defendants with the within document by causing a copy of the same to be mailed to their counsel of record and to be served electronically.



s/Stephen A. Roach

Stephen A. Roach